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20 Attorneys for Defendant
21 ELECTROSPEC, INC.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

29 SCI TECHNOLOGY, INC., an Alabama
30 corporation,

CASE NO. C11-00060 EJD

31 Plaintiff,
32 v.
33 ELECTROSPEC, INC., a New Jersey
34 corporation; and DOES 1-10, inclusive,
35 Defendants.

36 STIPULATION AND [PROPOSED]
37 ORDER TO VACATE REFERRAL TO
38 EARLY NEUTRAL EVALUATION DUE
39 TO AGREEMENT TO ATTEND
40 PRIVATE MEDIATION

41 Plaintiff SCI Technology, Inc. ("SCI") and Defendant Electrospec, Inc. hereby stipulate to
42 the following:

I. RECITALS

3 1. The parties agreed to submit this matter to Early Neutral Evaluation (“ENE”)
4 pursuant to the Northern District ADR Local Rule 3-5. The court referred this matter to ENE based
5 on that agreement. The deadline to complete the ENE is July 6, 2011.

6 2. Gilda R. Turitz, Esq. was appointed the ENE Evaluator for this matter. The parties
7 worked diligently together and with Ms. Turitz to identify a date they could all personally attend the
8 ENE conference on or before the July 6, 2011 deadline. The parties were unable to identify a date
9 they could all personally attend by that deadline.

0 3. The parties have now agreed to submit this matter to private mediation through
1 JAMS with the Honorable Joseph F. Biafore (ret.) The mediation is scheduled for August 11, 2011
2 in the San Jose, California office of JAMS.

3 4. The parties have informed ADR Staff Attorney Robin Siefkin and Ms. Turitz that
4 they have agreed to private mediation.

5 5. Based on the parties' agreement to mediation, the parties have agreed to stipulate to
6 a court order vacating the referral to Early Neutral Evaluation.

II. STIPULATION

1. The parties agree to submit this matter to private mediation with the Honorable
Joseph F. Biafore (ret.) The mediation is scheduled for August 11, 2011 in the San Jose, California
office of JAMS.

2. The parties hereby stipulate to a court order vacating the referral to Early Neutral
Evaluation.

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1 IT IS SO STIPULATED:

2 Dated: June 24, 2011 DYKEMA GOSSETT, LLP

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By //S//

6 MICHAEL P. WHIPPLER
7 CRAIG N. HENTSCHEL
8 S. CHRISTOPHER WINTER
9 Attorneys for Plaintiff
10 SCI TECHNOLOGY, INC.

11 Dated: June 24, 2011 HAYES SCOTT BONINO ELLINGSON & McLAY, LLP

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By //S//

15 STEPHEN P. ELLINGSON
16 JAMIE A. RADACK
17 Attorneys for Defendant
18 ELECTROSPEC, INC.

19 ~~PROPOSED~~ ORDER

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Dated: June 27, 2011



HONORABLE EDWARD J. DAVILA
UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA